

BOURNE BYLAW COMMITTEE

NOTICE OF MEETING

Wednesday, January 20, 2021 at 4:00 PM

REVISED

NOTE: This Zoom video conference meeting is being recorded for the purpose of taking meeting minutes

If anyone from the public wishes to access the meeting, they can do so by calling the following conference line:

1-929-205-6099 Meeting ID: 928 9337 1095 Passcode: 317415

If you already have the Zoom App downloaded to your device or computer, you may simply join the meeting by entering the Meeting ID and Passcode note above, or go to the following link:

<https://zoom.us/j/92893371095?pwd=V2hkNDEwMIRWRzVqeEJjUXprQ1FVZz09>

Alternatively, you click go to <https://zoom.us> and click Join a Meeting and enter

Meeting ID: 928 9337 1095 Passcode: 317415

Participants wishing to speak should click the “Participants” icon on the lower toolbar and then click “Raise Hand” in the dialog box to notify the Chair. The Chair will recognize participants.

For Participants who are calling into the meeting and wishing to speak should press *9 to notify the Chair. The Chair will recognize participants.

Please MUTE your phone/microphone upon entry.

MEETING AGENDA

1. Review and Approval of Minutes of February 5, 2020 meeting.
2. Review information received from Attorney General’s Office Concerning the Solicitation Bylaw and to consider a vote to amend said bylaw based on the information received by Brandon Esip.
3. Review Proposal to Amend Bylaws by Adding a New Section Dealing with Plastic Water Bottles submitted by Mr. John Carroll requesting that the Bylaw as adopted would be placed as Chapter 3, Article 3.1, Section 3.1.46 *Copy of proposal attached as Exhibit A.*
4. Review proposed Bylaw Modifications to Article 3.7, Section 3.74 and Section 3.712 submitted by Mr. Samuel Haines on behalf of Conservation Committee. *Copy of proposed Modifications attached as Exhibit B.*
5. Review of Officers for coming calendar year/fiscal year.
6. Public input, if any.
7. New issues for next meeting – none at this time.

Submitted by,

David T. Gay, Esquire

RECEIVED
2021 JAN 14 PM 12:31
TOWN CLERK BOURNE

EXHIBIT "A"

ARTICLE: (Wording must be legally correct) To see if the Town will vote to adopt the following as Chapter 3, Article 3.1, Section 3.1.46 of the Town of Bourne Bylaws:

The purchase by the Town of Bourne of either water or any other beverage in single-use plastic bottles of any size is prohibited and the sale of water or any beverage in single-use plastic containers is prohibited on town property.

Any Town department when engaged in public health and safety operations shall be exempt from this Bylaw. Effective date: As soon as practicable but no later than January 1, 2021.

In the event of a declaration (by Emergency Management Director, or other duly-authorized Town, Commonwealth, or United States official) of an emergency affecting the availability and/or quality of drinking water for Bourne residents the Town shall be exempt from this Bylaw until seven (7) calendar days after such declaration has ended.

Or take any action in relation thereto.

EXHIBIT "B"

ARTICLE 10: To see if the Town will vote to amend **Article 3.7. Wetland and Natural Resources Protection, Section 3.7.4 Definitions: Regulations, "Wetland Resource Values", Section (d)**, by deleting the current Section (d) and inserting in its' place. ***d) Storm Damage Prevention*** means the project must be designed in a manner that ensures the prevention of damage to the Wetland Resource Area and abutting properties caused by, but not limited to, erosion and sedimentation, damage to vegetation, damage to property or buildings, or damage caused by the displacement of water, water-borne debris or water-borne ice. Within a velocity Zone the Commission may approve, "Dinghy Docks", as defined at Section 15.0 of the Town of Bourne Waterways Rules and Regulations; a seasonal small pier/dock as defined by the Massachusetts Department of Environmental Protection "General license Certification"; walkways permissible under 310 CMR 10.32(4); FEMA compliant structures; and other small projects deemed by the commission to meet the intent of this section. All projects must meet FEMA regulations and guidance for work within a flood zone and the Massachusetts State building code. Within the velocity zone the Commission may require the project engineer to certify in writing that the design of said project complies fully with the first sentence of Section 3.7.4(d) or that the project is designed to meet or exceed FEMA regulation & guidance; and the Massachusetts State building code regulations. Projects that fail to gain certification shall be deemed a threat to the health and safety of Bourne's residents and the proposed project shall be denied by the Commission, or take any action in relation thereto.

Sponsor – Conservation Commission

MOTION: We move that the Town So Vote.

ARTICLE 11: To see if the Town will vote to amend **Article 3.7. Wetland and Natural Resources Protection, Section 3.7.12 Promulgation of Rules and Regulations**, by deleting the current Section 3.7.12 and inserting in its' place. **Section 3.7.12 Promulgation of Rules and Regulations**. After public notice and public hearing the Commission shall promulgate such Rules and Regulations to effectuate the purpose of this by-law. Failure by the Commission to promulgate such Rules and Regulations or a legal declaration of their invalidity by a court of law shall not act to suspend or invalidate the effect of the by-law or any Rules and/or Regulations promulgated hereunder, or take any action in relation thereto.

Sponsor – Conservation Commission

MOTION: We move that the Town So Vote.